

From: Lucas & Mercanti

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#073 P. 001/006

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JAN 25 2007

Docket No.: BDL-73

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Raphael BELAUBRE  
Application No.: 10/576,905  
Filed April 21, 2006  
Title: CIGAR CUTTER DEVICE  
Examiner: n/a  
Art Unit: 3724

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 25, 2007

Sir:

We respectfully request correction of 1 error appearing in the Filing Receipt mailed in the above-identified application. There error is the following:

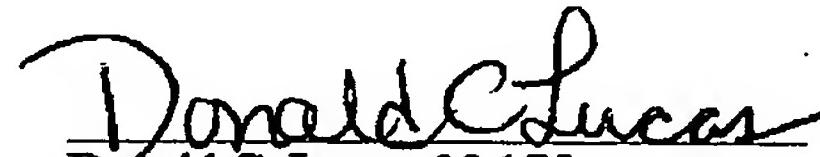
- 1) The inventor's first name is incorrect. The correct name is "RAPHAEL" and not "RAPHEAL".

Enclosed are a marked-up copy of the Filing Receipt and a marked-up copy of the Executed Declaration to support the corrections.

Respectfully submitted,

LUCAS AND MERCANTI, LLP

By:

  
Donald C. Lucas, 32,175  
Attorney for Applicant(s)  
475 Park Avenue South, 15<sup>th</sup> Floor  
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DCL/ab



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE RECD	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/576,905	04/21/2006	3724	900	BDL-73	4	11	1

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WITH  
THANKS

JAN 22 2007

FILING RECEIPT



\*OC000000022002910\*

CONFIRMATION NO. 7431

20311  
 LUCAS & MERCANTI, LLP  
 475 PARK AVENUE SOUTH  
 15TH FLOOR  
 NEW YORK, NY 10016

LUCAS &amp; MERCANTI, LLP

Date Mailed: 01/17/2007

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Raphael Belaubre, Marseille, FRANCE;

*Raphael*Power of Attorney: The patent practitioners associated with Customer Number 20311.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/FR04/02693 10/21/2004

## Foreign Applications

FRANCE 0312449 10/24/2003

If Required, Foreign Filing License Granted: 01/16/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/576,905**

Projected Publication Date: 04/26/2007

Non-Publication Request: No

Early Publication Request: No

**Title**

Cigar cutter device

**Preliminary Class**

030

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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Title 37, Code of Federal Regulations, 5.11 & 5.15****GRANTED**

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**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, hereby declare that:

My residence, post office address and citizenship are as stated below: I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**A CIGAR CUTTER DEVICE**

the specification of which (check only one item below):

is attached hereto.

was filed as United States Application No. or as PCT International Application No.

PCT/FR2004/002693 on October 24, 2004 and was amended on  
  
(if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to the examination of this application as defined by

37 CFR 1.56.

**FOREIGN AND DOMESTIC PRIORITY CLAIMS UNDER 35 USC 119  
AND PRIOR FOREIGN/PCT APPLICATIONS**

I hereby claim foreign or domestic priority benefits under 35 USC 119 or 365(b) for any United States provisional patent application or foreign application(s) for patent or inventor's or plant breeder's rights certificate(s) or under 35 USC 365(a) for any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's or plant breeder's rights certificate(s) or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

COUNTRY/APPLICATION NO. (if PCT, indicate "PCT")	DATE OF FILING (day/month/year)	PRIORITY CLAIMED UNDER	
FR 03/12449	24/10/2003	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
PCT/FR2004/002693	21/10/2004	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
		<input type="checkbox"/> YES	<input type="checkbox"/> NO
		<input type="checkbox"/> YES	<input type="checkbox"/> NO

**PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS  
DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120**

I hereby claim the benefit under 35 USC 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose material information as defined in 37 CFR 1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

PCT/US APPLICATION NO.	PCT/US FILING DATE	PATENTED	PENDING	ABANDONED
		[ ]	[ ]	[ ]
		[ ]	[ ]	[ ]
		[ ]	[ ]	[ ]
		[ ]	[ ]	[ ]

**POWER OF ATTORNEY AND CORRESPONDENCE ADDRESS**

I hereby appoint the following attorneys at the address listed below to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith and to receive all correspondence in connection with this application:

Charles A. Muserlian, Registration No. 19,683

Laurence Manber, Registration No. 35,597

Donald C. Lucas, Registration No. 31,275

Otho B. Ross, Registration No. 32,754

Michael N. Mercanti, Registration No. 33,966

Sapna D. Gadhia, Registration No. 48,978

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475 Park Avenue South  
New York, NY 10016  
Tel: 212-661-8000  
Fax: 212-661-8002

**CUSTOMER NO.** 20311

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**INVENTOR IDENTIFICATION AND SIGNATURE**

**FULL NAME OF SOLE OR FIRST INVENTOR**

BELAUBRE Raphaël

**INVENTOR'S SIGNATURE**

DATE Feb. 22 - 2006

**RESIDENCE** F-13012 MARSEILLE / FRANCE

**CITIZENSHIP** French

**POST OFFICE**

**ADDRESS** 183 rue du Docteur Cauvin. 13012 MARSEILLE / FRANCE

**FULL NAME OF SECOND INVENTOR**

**INVENTOR'S SIGNATURE**

**DATE**

**RESIDENCE**

**CITIZENSHIP**

**POST OFFICE**

**ADDRESS**